



neil solomon <neilbsolomonesq@gmail.com>

optionsXpress v. Hale - Northern District of Illinois, docket No. 08-179

Robert Christie <RChristie@henderson-lyman.com>

Thu, Feb 14, 2008 at 6:43 PM

To: neil solomon <neilbsolomonesq@gmail.com>

Cc: hvictor@optionsxpress.com, "Jeffrey M. Henderson" <jhenderson@henderson-lyman.com>

Dear Mr. Solomon:

I will try to address your comments on a point by point basis:

- 1) Section 5 and 6 were required by the Court. Judge Kendall's standing order describes the sections that should be included, and the report may not be any longer than 5 pages. Please check the Court's web site to confirm.
- 2) I have redrafted Section 5 for your convenience, and added the issue regarding the Federal/Illinois Arbitration Acts.
- 3) I know your clients name, and a little civility will help in this matter.
- 4) The hearing tapes are available from FINRA, and I believe that they are available at no charge.
- 5) I have eliminated the word "trial" in Section 9. My schedule does not allow me to contemplate a resolution of this matter any sooner than 120 days. As an example, I have two arbitrations scheduled in April and a jury trial at the end of April, and March is starting to fill up.
- 6) The question posed by the Court is whether the parties have unanimously consented to proceed before a magistrate. The answer directly answers that question.
- 7) The status hearing is the place to inform the judge of other matters. Your latest filing

included a complete report of the status of the Florida action.

8) As to your last request, my client has no interest in postponing such a simple task as a Joint Status Report or attending a status hearing.

Attached hereto is a revised draft of the Joint Status Report for your review.

Bob Christie

Robert B. Christie

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From: neil solomon [mailto:neilbsolomonesq@gmail.com]

Sent: Thursday, February 14, 2008 3:25 PM

To: Robert Christie

Subject: Re: optionsXpress v. Hale - Northern District of Illinois, docket No. 08-179

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